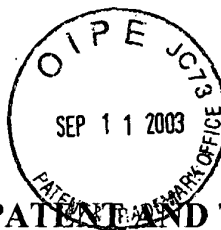


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Attorney's Docket No.: 35140.002



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

Bart D. Hibbs, *et al.*

Group Art Unit No.: 2834

Examiner: Julio C. Gonzalez

Telephone: (703) 308-1047

Serial No.: 09/928,038

Filing Date: 08/09/2001

For the Invention of:

Method of and Apparatus for
Wave Energy Conversion Using
A Float with Excess Buoyancy

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RESPONSE TO AND AMENDMENT

AFTER FIRST AND NON-FINAL OFFICE ACTION

(37 C.F.R. § 1.111)

09/16/2003 HLE333

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02 FC:2202

9.00 OP

The First and Non-Final Office Action dated April 8, 2003 (hereafter "the Office Action") on the above identified Patent Application (hereafter "the '038 Application") is hereby acknowledged. Please amend the '038 Application as follows: